

Exhibit 4

From: Brock, Matthew R.
Sent: Thursday, October 24, 2024 4:22 PM
To: 'Lutkus, Stacy'; Asher, Monica; Azman, Darren
Cc: Shpeen, Adam L.; Resnick, Brian M.; Going, Kristin; akratenstein@mwe.com; JAlberto; snewman@coleschotz.com; biglots.dpw.rx; McClammy, James I.; Sun, Tony; Stroman, Samantha
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)
Attachments: Schedules I - VII.pdf

Stacy,

I am attaching updated copies of the schedules. In addition, the DACAs that you have are the only ones that we're aware of, which are described in Debtors' Cash Management Motion.

Regards,
Matt

Matthew R. Brock

Davis Polk & Wardwell LLP
+1 212 450 3046 office
+1 917 374 4572 mobile
matthew.brock@davispolk.com

From: Lutkus, Stacy <Salutkus@mwe.com>
Sent: Thursday, October 24, 2024 12:36 AM
To: Brock, Matthew R. <matthew.brock@davispolk.com>; Asher, Monica <MAsher@mwe.com>; Azman, Darren <Dazman@mwe.com>
Cc: Shpeen, Adam L. <adam.shpeen@davispolk.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; akratenstein@mwe.com; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Matthew –

Many thanks for the update. We will revert with any questions and look forward to hearing from you further re: the status and timing of your e-mail reviews.

Separately, but relatedly, as Darren discussed within the last hour with Adam, there are two components of the Committee's Requests relevant to the Committee's lien investigation with which your assistance is crucial:

1. First, as was noted in Monica's October 17 e-mail and as we pointed out on our October 20 call, because we do not anticipate that the Debtors will file schedules/statements until October 31, we have requested that the Debtors either (i) confirm that Schedules I-VII appended to that certain *Amended and Restated Security Agreement*, dated April 18, 2024, by, among others, Big Lots, Inc. and PNC Bank, National Association, as Agent, were current and correct as of the Petition Date; or (ii) provide updated schedules as applicable; and

2. Item 5 of the Committee's Requests seeks all deposit account control agreement(s) (each, a "DACA") setting forth the relative rights and duties of the parties thereto with respect to any of the Debtors' Bank Accounts. As you know, the Debtors state in the Cash Management Motion they hold 832 Bank Accounts. To date, the Committee has in its possession three (3) DACAs with respect to the Debtors' Bank Accounts. It is critical that the Debtors produce any additional DACAs as soon as possible, particularly for the approximately twenty (20) accounts held at financial institutions other than the Prepetition ABL Agent listed on Exhibit A of the Cash Management Motion as having held cash on the Petition Date.

We would very much appreciate an update re: the foregoing items as soon as possible. (Capitalized terms are as defined in the *First Request for the Production of Documents of the Official Committee of Unsecured Creditors Directed to the Debtors*.)

All best,
Stacy

STACY A. LUTKUS
Partner

McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852

Tel +1 212 547 5304 **Email** salutkus@mwe.com

Website | [vCard](#) | [LinkedIn](#)

From: Brock, Matthew R. <matthew.brock@davispolk.com>
Sent: Wednesday, October 23, 2024 9:57 PM
To: Asher, Monica <MAsher@mwe.com>; Lutkus, Stacy <Salutkus@mwe.com>; Azman, Darren <Dazman@mwe.com>
Cc: Shpeen, Adam L. <adam.shpeen@davispolk.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; Kratenstein, Andrew <AKratenstein@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

[External Email]

Monica,

As previewed on Sunday, we have collected Big Lots' board materials and document preservation policies, and are targeting a production this week. In addition, we are collecting documents from both Big Lots and their outside counsel, Vorys, relating to the negotiation of the loan agreements. For Big Lots, we have pulled data from the four custodians who principally interacted with the lenders: Jonathan Ramsden, Ronald Robins, Jamie Schroeder, and Steve Hutmaki. We are planning to search these custodians' emails for communications to or from the various lenders, with the goal of identifying a set of non-privileged documents that we can produce quickly. Vorys is running a similar search for communications with the lenders' counsel.

We will keep you updated on the status and timing of the email reviews.

Regards,
Matt

Matthew R. Brock

Davis Polk & Wardwell LLP

+1 212 450 3046 office
+1 917 374 4572 mobile
matthew.brock@davispolk.com

From: Asher, Monica <MAsher@mwe.com>
Sent: Wednesday, October 23, 2024 3:47 PM
To: Brock, Matthew R. <matthew.brock@davispolk.com>; Lutkus, Stacy <Salutkus@mwe.com>; Azman, Darren <Dazman@mwe.com>
Cc: Shpeen, Adam L. <adam.shpeen@davispolk.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; akratenstein@mwe.com; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Matt,

Following up on our call from Sunday, please advise on the status of Debtor's collection and production. We're available for a call to discuss as well.

MONICA S. ASHER
Partner
McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852
Tel +1 212 547 5706 **Email** MAsher@mwe.com
Biography | **Website** | **vCard** | **LinkedIn**
Nancy Salzano, Assistant to Monica S. Asher
Tel +1 212 547 5487 **Email** nsalzano@mwe.com

From: Brock, Matthew R. <matthew.brock@davispolk.com>
Sent: Sunday, October 20, 2024 10:56 AM
To: Lutkus, Stacy <Salutkus@mwe.com>; Azman, Darren <Dazman@mwe.com>
Cc: Shpeen, Adam L. <adam.shpeen@davispolk.com>; Asher, Monica <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; Kratenstein, Andrew <AKratenstein@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

[External Email]

Thanks Stacy, 7 p.m. does not work for Davis Polk. Does 9 p.m. work?

Best,
Matt

Matthew R. Brock

Davis Polk & Wardwell LLP
+1 212 450 3046 office
+1 917 374 4572 mobile
matthew.brock@davispolk.com

From: Lutkus, Stacy <Salutkus@mwe.com>
Sent: Sunday, October 20, 2024 5:09 AM
To: Azman, Darren <Dazman@mwe.com>

Cc: Brock, Matthew R. <matthew.brock@davispolk.com>; Shpeen, Adam L. <adam.shpeen@davispolk.com>; Asher, Monica <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; akratenstein@mwe.com; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: Re: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Dear all -

Following up here. MWE is available for a call at 7 p.m. (EDT) this evening. Please let us know if that works for others.

Many thanks,
Stacy

STACY A. LUTKUS

Partner

McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852

Tel +1 212 547 5304 **Email** salutkus@mwe.com

Website | **vCard** | **Twitter** | **LinkedIn**

On Oct 18, 2024, at 3:01 PM, Azman, Darren <Dazman@mwe.com> wrote:

Ok thanks. Will follow up with time for Sunday.

DARREN AZMAN

Partner

McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852

Tel +1 212 547 5615 **Mobile** +1 410 409 7591 **Email** dazman@mwe.com

Biography | **Website** | **vCard** | **Twitter** | **LinkedIn**

From: Brock, Matthew R. <matthew.brock@davispolk.com>

Sent: Friday, October 18, 2024 2:56:38 PM

To: Azman, Darren <Dazman@mwe.com>; Shpeen, Adam L. <adam.shpeen@davispolk.com>

Cc: Asher, Monica <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; Kratenstein, Andrew <AKratenstein@mwe.com>; Lutkus, Stacy <Salutkus@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com <snewman@coleschotz.com>; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>

Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

[External Email]

Darren,

Big Lots consents for 2004 purposes and reserves all right to object to the requests, including to the extent they are overly broad, unduly burdensome, seek irrelevant materials, and do not provide sufficient time to respond.

Regards,

Matt

Matthew R. Brock

Davis Polk & Wardwell LLP

+1 212 450 3046 office

+1 917 374 4572 mobile

matthew.brock@davispolk.com

From: Azman, Darren <Dazman@mwe.com>

Sent: Friday, October 18, 2024 2:13 PM

To: Shpeen, Adam L. <adam.shpeen@davispolk.com>

Cc: Brock, Matthew R. <matthew.brock@davispolk.com>; Asher, Monica <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; akratenstein@mwe.com; Lutkus, Stacy <Salutkus@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>

Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Relief that we would get if we filed a motion requesting authority to examine the debtors under 2004, which we would get quite easily. That's it. You reserve all rights, including objections and defenses to the specific requests, as you normally would have in FRCP discovery.

DARREN AZMAN

Partner

McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852

Tel +1 212 547 5615 **Mobile** +1 410 409 7591 **Email** dazman@mwe.com

Biography | **Website** | **vCard** | **LinkedIn**

From: Shpeen, Adam L. <adam.shpeen@davispolk.com>

Sent: Friday, October 18, 2024 2:11 PM

To: Azman, Darren <Dazman@mwe.com>

Cc: Brock, Matthew R. <matthew.brock@davispolk.com>; Asher, Monica <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>; Going, Kristin <Kgoing@mwe.com>; Kratenstein, Andrew <AKratenstein@mwe.com>; Lutkus, Stacy <Salutkus@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>

Subject: Re: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

[External Email]

Sorry for being thick but what exactly are you looking for today?

Adam L. Shpeen

Davis Polk & Wardwell LLP

[450 Lexington Avenue](#) | [New York, NY 10017](#)

[+1 212 450 4169](tel:+12124504169) tel | [+1 646 290 0022](tel:+16462900022) mobile

adam.shpeen@davispolk.com

Confidentiality Note: This email is intended only for the person or entity to which it is addressed and may contain information that is privileged, confidential or otherwise protected from disclosure.

Unauthorized use, dissemination, distribution or copying of this email or the information herein or taking any action in reliance on the contents of this email or the information herein, by anyone other

than the intended recipient, or an employee or agent responsible for delivering the message to the intended recipient, is strictly prohibited. If you have received this email in error, please notify the sender immediately and destroy the original message, any attachments thereto and all copies. Please refer to the firm's [Privacy Notice](#) for important information on how we process personal data. Our website is at www.davispolk.com.

On Oct 18, 2024, at 2:01 PM, Azman, Darren <Dazman@mwe.com> wrote:

Could we get confirm on the 2004 today please? If for some reason you aren't consenting to 2004, we will need to get a motion on file today and have it heard at the hearing on Monday.

DARREN AZMAN
Partner

McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852

Tel +1 212 547 5615 **Mobile** +1 410 409 7591 **Email** dazman@mwe.com

Biography | **Website** | **vCard** | **LinkedIn**

From: Brock, Matthew R. <matthew.brock@davispolk.com>
Sent: Friday, October 18, 2024 2:00 PM
To: Shpeen, Adam L. <adam.shpeen@davispolk.com>; Asher, Monica <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>
Cc: Azman, Darren <Dazman@mwe.com>; Going, Kristin <Kgoing@mwe.com>; Kratenstein, Andrew <AKratenstein@mwe.com>; Lutkus, Stacy <Salutkus@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; [biglots.dpw.rx](mailto:biglots.dpw.rx@biglots.dpw.rx) <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Some people who received this message don't often get email from matthew.brock@davispolk.com. [Learn why this is important](#)

[External Email]

Monica,

Are you available to discuss on Sunday?

Regards,
Matt

Matthew R. Brock

Davis Polk & Wardwell LLP
+1 212 450 3046 office
+1 917 374 4572 mobile
matthew.brock@davispolk.com

From: Shpeen, Adam L. <adam.shpeen@davispolk.com>
Sent: Thursday, October 17, 2024 6:20 PM
To: 'Asher, Monica' <MAsher@mwe.com>; Resnick, Brian M. <brian.resnick@davispolk.com>
Cc: Azman, Darren <Dazman@mwe.com>; Going, Kristin <Kgoing@mwe.com>;

akratenstein@mwe.com; Lutkus, Stacy <Salutkus@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com; biglots.dpw.rx <biglots.dpw.rx@davispolk.com>; McClammy, James I. <james.mcclammy@davispolk.com>; Brock, Matthew R. <matthew.brock@davispolk.com>; Sun, Tony <tony.sun@davispolk.com>; Stroman, Samantha <samantha.stroman@davispolk.com>
Subject: RE: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Receipt confirmed. Looping in others from the DPW team (please keep them copied on future correspondence). We will revert.

Best,
Adam

Adam L. Shpeen

Davis Polk & Wardwell LLP
+1 212 450 4169 office
+1 646 290 0022 mobile
adam.shpeen@davispolk.com

From: Asher, Monica <MAsher@mwe.com>
Sent: Thursday, October 17, 2024 6:17 PM
To: Resnick, Brian M. <brian.resnick@davispolk.com>; Shpeen, Adam L. <adam.shpeen@davispolk.com>
Cc: Azman, Darren <Dazman@mwe.com>; Going, Kristin <Kgoing@mwe.com>; akratenstein@mwe.com; Lutkus, Stacy <Salutkus@mwe.com>; JAlberto <JAlberto@coleschotz.com>; snewman@coleschotz.com
Subject: In re Big Lots, Inc., et al., Case No. 24-11967 (JKS) (Bankr. D. Del.)

Dear Brian and Adam:

As previewed in Darren Azman's e-mail correspondence to you yesterday, please see attached correspondence and First Request for the Production of Documents of the Official Committee of Unsecured Creditors to the Debtors.

Separately, given the anticipated extension of the Debtors' deadline to file schedules and statements, the Committee would also request that the Debtors either (i) confirm that Schedules I-VII appended to that certain *Amended and Restated Security Agreement*, dated April 18, 2024, by, among others, Big Lots, Inc. and PNC Bank, National Association, as Agent, were current and correct as of the Petition Date; or (ii) provide updated schedules as applicable.

MONICA S. ASHER
Partner
McDermott Will & Emery LLP One Vanderbilt Avenue, New York, NY 10017-3852
Tel +1 212 547 5706 **Email** MAsher@mwe.com
Biography | **Website** | **vCard** | **LinkedIn**
Nancy Salzano, Assistant to Monica S. Asher
Tel +1 212 547 5487 **Email** nsalzano@mwe.com

This message is a PRIVATE communication. This message and all attachments are a private communication sent by a law firm and may be confidential or protected by privilege. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the information contained in or attached to this message is strictly prohibited. Please notify the sender of the delivery error by replying to this message, and then delete it from your system. Our [Privacy Policy](#) explains how we may use your personal information or data and any personal information or data provided or made available to us. Thank you.

Please visit <http://www.mwe.com/> for more information about our Firm.